



**Ohio Speech and Hearing Professionals Board
77 South High Street, 16th Floor
Columbus, OH 43215**

Board Meeting Minutes of Thursday, March 16, 2023

The Regular Business Meeting was called to order at 9:31 a.m. by Board President, Tammy H. Brown, held at 77 South High Street, Columbus, OH 43215, 31st Floor – West B & C.

Board Officers and Members – Roll Call:

Tammy H. Brown, M.A., CCC-A, Audiology Board Member and Board President
Carrie L. Spangler, Au.D., CCC-A, Audiology Board Member and Board Secretary

Steven M. Griffin, M.A., CCC-SLP, Speech-Language Pathology Board Member
Carol Hofbauer, M.S., CCC-SLP, Speech-Language Pathology Board Member
Nancy Mills, Au.D., Audiology Board Member
Lisa Dodge Burton, Public Member
Timothy A. Cross, H.A.S., Hearing Aid Specialist Board Member
Michael R. Pratt, H.A.S., Hearing Aid Specialist Board Member
Stephen M. White, Esq., Public Member

Also Present:

Gregg B. Thornton, Executive Director
Connie J. Allen, Board Investigator
Crystal Richie, Principal Assistant Attorney General

AGENDA

The agenda for the March 16, 2023, regular board meeting was presented and reviewed. Board President Tammy Brown noted that Board Secretary Carrie Spangler would preside over the meeting at approximately 10:00 a.m. due to a meeting she needed to attend for the Audiology and Speech-Language Pathology Interstate Compact (ASLP-IC) Executive Committee.

Motion #1

Mr. Cross moved to accept the agenda as amended. Ms. Hofbauer seconded the motion. The motion passed unanimously.

MINUTES

The minutes of the January 27, 2023 board meetings were reviewed.

Motion #2

Dr. Mills moved to accept the minutes of the January 27, 2023 board meeting. Ms. Hofbauer seconded the motion. The motion passed unanimously.

BOARD PRESIDENT'S COMMENTS

Tammy Brown thanked everyone for attending the meeting. She expressed appreciation to the office staff for their continued teamwork. She also thanked the board members for their time and work as the board committees begin to meet for 2023. The Rules Committee will have its first meeting immediately following the board meeting.

EXECUTIVE DIRECTOR'S REPORT

Mr. Thornton submitted a written report of significant activities occurring since the last Board meeting. He provided updates regarding:

- Significant meetings, presentations, and events
- Legislative and media contacts
- Year-to-date revenue and expenditures for FY2023
- Significant legislation
- ASLP-IC Interstate Compact
- Ohio Ethics Disclosure Statements
- Continuing education audits
- Auditor of State audit for FY2022-2023
- Board appointments

Board President Tammy Brown was excused at 9:58 a.m. Board Secretary Carrie Spangler presided over the meeting.

ASSISTANT ATTORNEY GENERAL'S REPORT

Assistant Attorney General Crystal Richie reported that there were no legal issues impacting the Board.

Board President Tammy Brown returned to the board meeting at 10:08 a.m. during Attorney Richie's report and presided over the meeting. She stated that her meeting with the ASLP-IC Executive Committee was delayed until 10:30 a.m.

Attorney Richie reported on the status of the Ohio Attorney General's Office Consumer Protection Section's review of the FDA's final rules for over-the-counter hearing aids and changes to the FDA's regulations for prescription hearing aids.

Board President Tammy Brown was excused at 10:24 a.m. Board Secretary Carrie Spangler presided over the meeting.

INVESTIGATIONS**A. EXECUTIVE SESSION****Motion #3**

Ms. Hofbauer moved to enter Executive Session for the purpose of discussing investigation of charges or complaints against a licensee, regulated individual, or an applicant for the purpose of disciplinary action pursuant to R.C. §121.22.(G)(1), and which requires that such matters be kept confidential under R.C. §121.22(G)(5). Ms. Mills seconded the motion, which passed by roll call

vote as follows: Ms. Burton: yes; Mr. Cross: yes; Mr. Griffin: yes; Ms. Hofbauer: yes; Dr. Mills: yes; Mr. Pratt: yes; Dr. Spangler: yes; Mr. White: yes; and Ms. Brown: absent.

The Board went into Executive Session at 10:24 a.m. and invited Board staff to remain in attendance. The Board also invited the Assistant Attorney General to remain in attendance.

The Board returned to Public Session at 10:29 a.m.

B. BOARD ACTIONS

New Cases

The following three cases involve speech language pathologists who practiced under an expired license after the December 31, 2022 renewal deadline.

The first case involves practice for 14 days or less

CO2023-0704

Practiced four (4) of the 13 days expired. Billing did not occur. No payments were made out of pocket. This is their **second offense** for practice under an expired license. They passed their 2021-22 Continuing Education (CE) Audit for Practice Under an Expired License. Their license was issued June 1999.

Accordingly, the Investigative Review Group Committee (IRG) recommends in case number CO2023-0704 that the Board approve a Consent Agreement (Consent) with the following terms and conditions and to close the case upon the licensees accepting and completing the terms. The licensee has already verbally agreed to the following terms and conditions:

- Suspension served on *consecutive days* for the number of days practiced while expired;
- Pass the Board's jurisprudence examination. The answers are due within 90 days from the effective date of the Consent;
- Complete two additional CE hours in the area of ethics due within 90 days from the effective date of the Consent. The two hours are not applicable towards the current biennium for renewal;
- Audit CE hours for two practice bienniums, e.g., 2023-24 and 2025-2026

The following two cases involve practice for 15 days or more

CO2023-2030

Practiced 24 of the 41 days expired. Billing occurred causing the employer to make adjustments. No payments were made out of pocket. They passed their 2021-22 CE Audit for Practice Under an Expired License. This is their first offense. Their license was issued April 2007.

CO2023-3177

Practiced 39 of the 67 days expired. Billing occurred; however, their employer did not have to make any adjustments. No payments were made out of pocket. This was their first renewal; therefore, they were not audited for their 2021-22 CE hours for Practice Under an Expired License. This is their first offense. Their license was issued March 2022.

Accordingly, the IRG recommends in case numbers CO2023-2030 and CO2023-3177 that the Board approve a Consent with the following terms and conditions and to close the cases upon the

licensee accepting and completing the terms. Both licensees verbally agreed to the following terms and conditions:

- Reprimand;
- Pass the Board's jurisprudence examination. The answers are due within 90 days from the effective date of the Consent;
- Complete two additional CE hours in the area of ethics due within 90 days from the effective date of the Consent. The two hours are not applicable towards the current biennium for renewal.

Previously Heard Cases

There were no previously heard cases presented to the Board for final action.

Motion #4

Mr. Cross moved to accept the Investigative Review Group's recommendation in case number CO2023-0704. Ms. Hofbauer seconded the motion. Mr. Pratt abstained. The motion passed unanimously.

Motion #5

Ms. Burton moved to accept the Investigative Review Group's recommendation in case numbers CO2023-2030 and CO2023-3177. Ms. Hofbauer seconded the motion. Mr. Pratt abstained. The motion passed unanimously.

C. INVESTIGATIVE REPORT – Mrs. Allen

Since the last Board Meeting January 27, 2023

OPENED Investigations		32
CLOSED Investigations		38
Current Open Investigations		89
Of the Current Open Investigations	Consumer Complaints	24
	Referral Complaints from:	65
	• SHP Licensure	64
	• Licensee Self-Report	1
	• Other Agencies	0
Current Open Cases Due to Monitoring	• Consent Agreement(s)	12
	• Non-reportable Consent(s)	2
	• Adjudication Order(s)	0
	• Referred to Prosecutor	2
	• Referred to U.S. Dept. of Health and Human Services	5
	Office of Inspector General	

Investigative Categories of the Current Open Investigations

Application Requirements Not Met	0
Billing Fraud	1
Continuing Education Violation and/or Self Report	32
Conviction Application Review	2

Conviction Disqualifying Offense	2
False or Misleading Advertisement	1
Falsified/Misleading Application	0
Illegal, Incompetent, or Habitually Negligent Practice	0
Impaired Practice	0
Misrepresentation of Credentials	0
Practicing Under an Expired License and CE Violation	1
Practicing Under an Expired License and Supervision	0
Practicing Under an Expired License First Offense	5
Practicing Under an Expired License Second Offense	1
Supervised Professional Experience Violations	1
Unlicensed Practice	2
Unprofessional/Unethical Conduct	41

Sub-Categories – Unprofessional Conduct Investigations

Abandoned Employment without Referral	1
Altering Occupational and Physical Therapy (OT/PT) Billable Minutes & Signing off as OT/PT without Consent of OT/PT staff	5
Audiology Assistant Job Posting	1
Documented Unrendered Services; Billing; IEP Minutes not Met	4
Double Billing and Decreasing Therapy Time	1
Failure to Disclose disciplinary action by Other Entity on original SHP application	1
Failure to follow appropriate hearing test procedures; Terminated	3
Hearing Aid Fee, Refund, Return and/or Sizing issues	2
Hearing Aids Sold as a Pair but Hearing Loss only in One Ear	1
Hearing Aids Sold out of state but not licensed in that state	1
Inaccurate Documentation for non-clinical intervention	1
Misrepresentation of Credentials as a network provider on insurance website	1
Non-Parental Consent to Conduct Assessment	1
Rude to Patient; Did not Wear Face Mask per Patient's Request	1
Violated Workplace Policy e.g., Inappropriate use of Leave; Medical Leave and Services; FMLA	1
Yes new Application to Discipline (Other Entity), Addiction, Treatment	1
Yes since Last Renewal to Discipline (SHP)	14
Yes since Last Renewal to Substance Abuse	1

OTHER UPDATES since the last Board Meeting January 27, 2023

Other Information, Enforcement Activities and/or Outcome of some of the previously CLOSED cases:

Educational Letters 29 Continuing Education Violations
 1 False or Misleading Advertisement
 1 Late SPE Log Over 60 Days
 1 Non-Compliance with Consent Agreement
 1 Practice Under an Expired License 14 Days or Less
 1 Practice Under an Expired License 14 Days or Less & CE Violation

License Verification Letters 37

Abandoned Applications 14

Scheduled Hearings

Currently there are no hearings scheduled for 2023.

Continuing Education Audit 2019 – 2020

It was reported at the January 27, 2023 board meeting that 100% of audits have been reviewed to completeness. Below is a comparison of the current and past audit statistics:

2019-2020 Audit	78% passing rate; 21% failure rate (460 audited)
2017-2018 Audit	84% passing rate; 15% failure rate (422 audited)
2015-2016 Audit	88% passing rate; 12% failure rate (408 audited)

Calendar Year 2023 Disciplinary Investigations Statistics to Date**Formal Actions Taken**

Hearings	0
Adjudication Orders	0
Consent Agreements	1
Consent Agreements Non-Reportable	0
Consent Agreements Surrender of License	0
Referrals to Prosecutor	0
Referrals to Other Agencies	0

Category of Formal Actions Taken

Application Requirements Not Met	0
Billing Fraud	0
Continuing Education Violation	0
Conviction – Disqualifying Offense	1
False or Misleading Advertisement	0
Falsified/Misleading Application	0
Illegal, Incompetent or Habitually Negligent Practice	0
Impaired Practice	0
Misrepresentation of Credentials	0
Practicing Under an Expired License and CE Violation	0
Practicing Under an Expired License and Supervision	0
Practicing Under Expired License	0
Supervised Professional Experience Violations	0
Unlicensed Practice	0
Unprofessional/Unethical Conduct	0

The Board took a recess at 10:38 a.m. and returned to public session at 10:46 a.m. Board President Tammy Brown returned to the board meeting after the recess. Board Secretary Carrie Spangler presided over the remaining meeting.

LICENSURE REPORT – Carrie Spangler**Motion #6**

Dr. Spangler moved to ratify the Audiology, Hearing Aid Dealers, Hearing Aid Fitters, Hearing Aid Satellites, Conditional Speech-Language Pathology, Speech-Language Pathology, Aide, and Trainee Permit licenses granted by the Executive Director since the last Board Meeting. Ms. Hofbauer seconded the motion. The motion passed unanimously.

License: Number	Issue Date	Applicant Full Name
SP.15229	1/30/2023	Mackenzie Nicole Heck
HAD.03401	1/31/2023	Douglas A. Lewis
SP.15231	1/31/2023	Kaleigh Knop
SP.15230	1/31/2023	Brandy Shook
SP.15234	2/3/2023	Michelle Renee Richards
COND.20232271-SP	2/3/2023	Nicole Renee Seymour
SP.15235	2/3/2023	Allison Reeb
SP.15232	2/3/2023	Maddison Grillo
SP.15233	2/3/2023	Amanda Montemayor
SP.15236	2/6/2023	Katie Lore Adams
SP.15237	2/6/2023	Emily Bliss
SP.15238	2/6/2023	Megan LaCalameto
SP.15240	2/6/2023	Prangchat Fakto
SP.15239	2/6/2023	Bridget Nicole Neal
SP.15244	2/7/2023	Julia Johnson
SP.15243	2/7/2023	Catherine Addy
SP.15242	2/7/2023	Trudy Helen Lazarus
AIDE.10163-A	2/7/2023	Levi G Nibert
SP.15241	2/7/2023	Miranda Leigh Cox
SP.15245	2/8/2023	Megan renee Bennett
AIDE.10164-A	2/8/2023	Donald Ray Baughman
SP.15246	2/10/2023	Brooke Elizabeth Barman
AIDE.10165-A	2/10/2023	Nicholas Ray Mathews
SP.15247	2/10/2023	Bethany Helen Beckham
SP.15249	2/14/2023	Jessica Lynn Bryant
SP.15250	2/14/2023	Chaya Goldstein
SP.15248	2/14/2023	Kari L Blair
SP.15258	2/16/2023	Kaycee Caroline Knapp
SP.15257	2/16/2023	Breawna Vivian Heal

SP.15255	2/16/2023	Mackenzie Ann Minner
SP.15260	2/16/2023	Kristina Alycia Freeborn
SP.15252	2/16/2023	Natalie Rose Kujawa
SP.15253	2/16/2023	Kayla Maree Bryant
SP.15254	2/16/2023	Bethany Marie Jacobs
SP.15256	2/16/2023	Abigail Beegle
SP.15251	2/16/2023	Mikayla L Ryan
SP.15259	2/16/2023	Megan Elizabeth Hoadley
TP.11339	2/17/2023	Lawrence J. Meese
SP.15262	2/18/2023	Sarah Kazsmer
SP.15263	2/18/2023	Gabryell Rae Keller
SP.15261	2/18/2023	Ashley Paige Henry
COND.20232273-SP	2/21/2023	Jacob Tyler Ruffing
SP.15266	2/21/2023	Deborah Jaspers Richardson
SP.15267	2/21/2023	Tara Nicole Manning
COND.20232274-SP	2/21/2023	Menucha Beker
COND.20232272-SP	2/21/2023	Jaymie Alexandra Pampush
SP.15264	2/21/2023	Brianna Frobosilo
A.02429	2/21/2023	Julie Elizabeth Jones
SP.15265	2/21/2023	Bailey Anne Wills
SP.15272	2/23/2023	Lesa Nicole Blackhurst
SP.15268	2/23/2023	Karen Lynn Behrman
SP.15269	2/23/2023	Humaira Hussain
SP.15270	2/23/2023	Diana R Stillwagon
SP.15271	2/23/2023	Ryan J Ratliff
COND.20232275-SP	2/24/2023	Cristiane Chia Tseng Hsu
SP.15274	2/27/2023	Emily Marie Hanna
A.02430	2/27/2023	Jamie Monzingo
SP.15275	2/27/2023	Jennifer Lynn D'Angelo
HAD.00145-SAT	3/7/2023	Anthony James Hannah
SP.15281	3/7/2023	Jenna Marie Riehle
SP.15280	3/7/2023	Liana Martinez
SP.15279	3/7/2023	Marleah herman-Umpleby
SP.15282	3/8/2023	Robin Ann Pembroke
AIDE.10169-A	3/9/2023	Taylor Cordell
SP.15283	3/10/2023	Christina Beltavski

SP.15284	3/10/2023	Emily Jane Simon
SP.15285	3/10/2023	Kara Renee Nyitray
SP.15293	3/10/2023	Lauren Salvatoria Reed
SP.15289	3/10/2023	Madison Lacie Mayes
SP.15291	3/10/2023	Maria Klumb
SP.15287	3/10/2023	Kathleen Cymanski
SP.15288	3/10/2023	Madeline Grace Beck
SP.15292	3/10/2023	Abbey Knapp
SP.15286	3/10/2023	Cassandra Lynn Gaietto
SP.15290	3/10/2023	Kassidy A Turshon

Audiology Aides

None

Speech-Language Pathology Aides
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None

Licensure Applications

Mr. Griffin presented Speech-Language Pathology (SLP) Application Number 03162023-1 to the Board. Due to disclosures made by the applicant regarding a treatment program and previous disciplinary action by another state licensure board, the application was referred to the License Review Committee.

Motion #7

Mr. Griffin moved to table SLP Application Number 03162023-1 to obtain additional information from the applicant. Mr. Pratt seconded the motion. The motion passed unanimously.

Special Applications

None

LICENSING SUMMARY

Audiology	1,085
Audiology Aide	74
Conditional Speech-Language Pathology	342
Dual – Audiology and Speech-Language	23
Hearing Aid Dealers	195
Hearing Aid Satellites	373
Hearing Aid Fitters	380
Inactive Audiology	36
Inactive Speech-Language Pathology	247
Speech-Language Pathology	8,026
Speech-Language Pathology Aide	3
Trainee Permit Holders	58
<u>TOTAL</u>	10,842

BOARD BUSINESS**A. 2023 Strategic Plan of Work**

The Board reviewed and accepted a final draft of the 2023 Strategic Plan of Work.

CORRESPONDENCE

There is no board correspondence.

OPEN FORUM FOR PUBLIC AND PROFESSIONAL ORGANIZATIONS

There were no members from the public or professional organizations in attendance.

MEMBER CONCERNS

There were no member concerns.

ADJOURNMENT

The meeting was adjourned at 11:07 a.m.



Tammy H. Brown, Board President

Date: May 9, 2023



Carrie L. Spangler, Board Secretary

Date: May 9, 2023



Gregg B. Thornton, Executive Director

Date: May 9, 2023